

LINDA LINGLE
GOVERNOR

JAMES R. AIONA, JR.
LT GOVERNOR



LAWRENCE REIFURTH
DIRECTOR

CATHERINE P. AWAKUNI
EXECUTIVE DIRECTOR

STATE OF HAWAII
DIVISION OF CONSUMER ADVOCACY
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
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April 27, 2009

FILED
2009 APR 27 P 3:50
PUBLIC UTILITIES
COMMISSION

The Honorable Chairman and Members of
the Hawaii Public Utilities Commission
Kekuanaoa Building
465 South King Street, 1st Floor
Honolulu, Hawaii 96813

Dear Commissioners:

RE: Docket No. 2008-0303 – Application of Hawaiian Electric Company, Inc., Hawaii Electric Light Company, Inc., Maui Electric Company, Limited For Approval of the Advanced Meter Infrastructure (AMI) Projects and Request to Commit Capital Funds, to Defer and Amortize Software Development Costs, to Begin Installation Meters and Implement Time-Of-Use Rates, for Approval of Accounting and Ratemaking Treatment, and other matters.

In accordance with the requirements of Protective Order filed on April 15, 2009, enclosed please find the original protective agreement which was executed by the Consumer Advocate's consultant, Steven C. Carver of Utilitech, Inc.

In the event other members of the Consumer Advocate's staff and/or outside consultants retained to assist us in our review become involved in this docket, additional protective agreements will be executed with the originals forwarded to you.

Sincerely yours,

A handwritten signature in cursive script, reading "Cath. P. Awakuni".

Catherine P. Awakuni
Executive Director

CPA:dl
Enclosure

cc: Dean Matsuura
Thomas W. Williams, Jr., Esq.
Damon L. Schmidt, Esq.
Peter Y. Kikuta, Esq.
Henry Q Curtis
Kat Brady
Warren S. Bollmeier II
Mark Duda

EXHIBIT A

BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

PROTECTIVE AGREEMENT

1. I, STEVEN C. CARVER, have been presented with a copy of Protective Order filed by the Hawai'i Public Utilities Commission in Docket No. _____ on the _____ day of _____, 2009 ("Protective Order").
2. I am employed, retained or assisting the Consumer Advocate in Docket No. 2008-0303, am a "Qualified Person" pursuant to paragraph 12 of the Protective Order, and have requested review of the confidential information covered by the Protective Order.
3. I understand the confidential information covered by the Protective Order is to be used solely to assist the Consumer Advocate as provided for in paragraph 15 of the Protective Order (and paragraph 17 in the case of rendering assistance to the Consumer Advocate), and that I am to make no other use of the confidential information, nor am I to disclose the confidential information to any other person unless otherwise permitted by the Protective Order.
4. I further understand that at the conclusion of my assistance to the Consumer Advocate, I shall account for each copy, extract, note and summary of, or other document containing any part of such confidential information to the party claiming confidentiality and I shall abide by the provisions in paragraph 28 of the Protective Order, unless otherwise permitted by paragraphs 29 and 30 of the Protective Order.

5. I hereby certify that I have read the above-mentioned Protective Order and agree to abide by its terms and conditions.

DATED at April 23, 2009


Signature

PO Box 481934
Kansas City, MO 64148-1934
Address

(816) 525-5211
Telephone Number